

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

BAILEY REYNOLDS and HELEN )  
MARTINEZ on behalf of themselves )  
and all others similarly situated, )  
)  
*Plaintiffs*, )  
 ) No. 1:18-cv-00423-CCE-LPA  
 v. )  
 )  
FIDELITY INVESTMENTS )  
INSTITUTIONAL OPERATIONS )  
COMPANY, INC., FMR LLC, )  
FIDELITY BROKERAGE SERVICES )  
LLC, and FIDELITY WORKPLACE )  
INVESTING LLC, )  
)  
*Defendants*. )

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**PLAINTIFFS' MOTION TO CONDITIONALLY CERTIFY THIS  
MATTER AS A COLLECTIVE ACTION AND FOR A COURT-  
AUTHORIZED NOTICE TO BE ISSUED UNDER SECTION 216(B) OF  
THE FAIR LABOR STANDARDS ACT**

Plaintiffs Bailey Reynolds and Helen Martinez, on behalf of themselves and all others similarly situated, through their undersigned attorneys, hereby move for the following relief: (1) conditional certification of this action and for court-authorized notice pursuant to § 216(B) of the Fair Labor Standards Act (“FLSA”); (2) approval of the proposed FLSA notice of this action and the consent form; (3) a production of names, last known mailing addresses, last-known cell phone numbers, email addresses, work locations, and dates of employment of all putative

plaintiffs within 15 days of the Order; and (4) ability to distribute the Notice and Opt-in Form via first class mail, email, and text message to all putative plaintiffs of the conditionally certified collective, with a reminder mailing to be sent 45-days after the initial mailing to all non-responding putative plaintiffs.

In support of their motion, Plaintiffs Reynolds and Martinez shall rely upon the accompanying Memorandum of Law and the exhibits attached thereto.

Respectfully submitted, this August 7, 2018.

/s/ Gilda Adriana Hernandez

Gilda A. Hernandez (NCSB No. 36812)

Emma J. Smiley (NCSB No. 46407)

THE LAW OFFICES OF GILDA A.

HERNANDEZ, PLLC

1020 Southhill Drive, Suite 130

Cary, NC 27513

Tel: (919) 741-8693

Fax: (919) 869-1853

[ghernandez@gildahernandezlaw.com](mailto:ghernandez@gildahernandezlaw.com)

[esmiley@gildahernandezlaw.com](mailto:esmiley@gildahernandezlaw.com)

Christine E. Webber (#439368), *pro hac vice*

COHEN MILSTEIN SELLERS & TOLL,  
PLLC

1100 New York Avenue, Suite 500 West  
Washington, DC 20005

Tel: (202) 408-4600

Fax: (202) 408-4699

[cwebber@cohenmilstein.com](mailto:cwebber@cohenmilstein.com)

**CERTIFICATE OF SERVICE**

I hereby certify that on August 7, 2018, the foregoing **PLAINTIFFS' MOTION TO CONDITIONALLY CERTIFY THIS MATTER AS A COLLECTIVE ACTION AND FOR A COURT-AUTHORIZED NOTICE TO BE ISSUED UNDER SECTION 216(B) OF THE FAIR LABOR STANDARDS ACT**, was served in accordance with the Federal Rules of Civil Procedure on the following:

**KEVIN SCOTT JOYNER**

OGLETREE DEAKINS NASH SMOAK & STEWART, P.C.  
4208 SIX FORKS ROAD, SUITE 1100  
RALEIGH, NC 27609  
TELEPHONE: (919) 787-9700  
FACSIMILE: (919) 783-9412  
EMAIL: [kevin.joyner@ogletreedeakins.com](mailto:kevin.joyner@ogletreedeakins.com)

**REGINA W. CALABRO**

OGLETREE DEAKINS NASH SMOAK & STEWART, P.C.  
4208 SIX FORKS ROAD, SUITE 1100  
RALEIGH, NC 27609  
TELEPHONE: (919) 789-3178  
FACSIMILE: (919) 783-9412  
EMAIL: [regina.calabro@ogletreedeakins.com](mailto:regina.calabro@ogletreedeakins.com)

**ROBERT A. SAR**

OGLETREE DEAKINS NASH SMOAK & STEWART, P.C.  
4208 SIX FORKS ROAD, SUITE 1100  
RALEIGH, NC 27609  
TELEPHONE: (919) 787-9700  
FACSIMILE: (919) 783-9412  
EMAIL: [robert.sar@ogletreedeakins.com](mailto:robert.sar@ogletreedeakins.com)

**AUGUST W. HECKMAN, III**

MORGAN, LEWIS BOCKIUS LLP  
502 CARNEGIE CENTER  
PRINCETON, NJ 08540-6289

TELEPHONE: (609) 919-6600  
FACSIMILE: (609) 919-6701  
EMAIL: [august.heckman@morganlewis.com](mailto:august.heckman@morganlewis.com)

**RICHARD G. ROSENBLATT**  
MORGAN, LEWIS BOCKIUS LLP  
502 CARNEGIE CENTER  
PRINCETON, NJ 08540-6289  
TELEPHONE: (609) 919-6600  
FACSIMILE: (609) 919-6701  
EMAIL: [richard.rosenblatt@morganlewis.com](mailto:richard.rosenblatt@morganlewis.com)

*Attorneys for Defendants.*

Respectfully submitted,

/s/ Gilda Adriana Hernandez  
Gilda A. Hernandez (NCSB No. 36812)  
Emma J. Smiley (NCSB No. 46407)  
THE LAW OFFICES OF GILDA A.  
HERNANDEZ, PLLC  
1020 Southhill Drive, Suite 130  
Cary, NC 27513  
Tel: (919) 741-8693  
Fax: (919) 869-1853  
[ghernandez@gildahernandezlaw.com](mailto:ghernandez@gildahernandezlaw.com)  
[esmiley@gildahernandezlaw.com](mailto:esmiley@gildahernandezlaw.com)

Christine E. Webber (#439368), *pro hac  
vice*  
COHEN MILSTEIN SELLERS & TOLL,  
PLLC  
1100 New York Avenue, Suite 500 West  
Washington, DC 20005  
Tel: (202) 408-4600  
Fax: (202) 408-4699  
[cwebber@cohenmilstein.com](mailto:cwebber@cohenmilstein.com)